



RECEIVED

State of Washington JUL 12 2001

Application for a Water Right

Please follow the attached instructions to avoid unnecessary delays.

For Ecology Use

Fee Paid 10

Date 12 July 01

Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name DAWN BREAKER WATER ASSOC Home Tel: () -
Mailing Address 1510 228th Ave SE Work Tel: (425) 392 - 6256
City SAMMAMISH State WA Zip+4 98075 + FAX: (425) 391 - 5389

Section 2. CONTACT - PERSON TO CALL ABOUT THE APPLICATION

☐ Same as above

Name RON LITTLE Home Tel: () -
Mailing Address Work Tel: () -
City State Zip+4 + FAX: () -
Relationship to applicant MANAGER

Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than 55 (☒ gallons per minute or
☐ cubic feet per second) from a ☐ surface water source or ☒ ground water source (check only one) for the purpose(s)
of COMMUNITY DOMESTIC SUPPLY. ATTACH A "LEGAL"
DESCRIPTION OF THE PLACE OF USE. (See instructions.) NOTE: A tax parcel number or a plat number is not
sufficient.

Estimate a maximum annual quantity to be used in acre-feet per year: ANNUAL AMOUNT SUPPLEMENTAL
TO G1-23905C

☐ Check if the water use is proposed for a short-term project. Indicate the period of time that the water will be needed:

From ___/___/___ to ___/___/___

Section 4. WATER SOURCE

If SURFACE WATER					If GROUNDWATER		
Name the water source and indicate if stream, spring, lake, etc. If unnamed, write "unnamed spring," "unnamed stream," etc.:					A permit is desired for <u>1</u> well(s).		
Number of diversions: _____							
Source flows into (name of body of water):					Size & depth of well(s): <u>8" x 118'</u>		
LOCATION							
Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: <u>APPROX 1270' SOUTH AND 300' E OF NW CORNER OF:</u>							
1/4 of	1/4 of	Section	Township	Range(E/W)	County	If location of source is platted, complete below:	
						Lot	Block
<u>NW</u>	<u>NW</u>	<u>35</u>	<u>26</u>	<u>6EWM</u>	<u>KING</u>		
For Ecology Use Date Received: <u>7/12/01</u> Priority Date: <u>7/12/01</u>							
SEPA: <u>Exempt</u> /Not Exempt FERC License # _____ Dept. Of Health # _____							
Date Accepted As Complete <u>7/20/01</u> By <u>D.D.</u> Date Returned _____ By _____ WRIA: <u>8</u>							

Appl. No.: G1-28110

Section 5. GENERAL WATER SYSTEM INFORMATION

- A. Name of system, if named: DAWN BREAKER
- B. Briefly describe your proposed water system. (See instructions.)
THIS IS A BACK UP WELL TO PROVIDE RELIABILITY AND ADDITIONAL QI. FOR EXISTING LOTS WITHIN THE SERVICE AREA.
- C. Do you already have any water rights or claims associated with this property or system? ☒ YES ☐ NO
PROVIDE DOCUMENTATION.

Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION (Completed for all domestic/public supply uses.)

- A. Number of "connections" requested: 10 Type of connection HOMES
(Homes, Apartment, Recreational, etc.)
- B. Are you within the area of an approved water system? ☒ YES ☐ NO
If yes, explain why you are unable to connect to the system. Note: Regional water systems are identified by your County Health Department. WE ARE THE APPROVED SUPPLY.

Complete C. and D. only if the proposed water system will have fifteen or more connections.

- C. Do you have a current water system plan approved by the Washington State Department of Health? ☐ YES ☒ NO
If yes, when was it approved? _____ Please attach the current approved version of your plan.
- D. Do you have an approved conservation plan? ☐ YES ☒ NO
If yes, when was it approved? _____ Please attach the current approved version of your plan.

Section 7. IRRIGATION/AGRICULTURAL/FARM INFORMATION (Complete for all irrigation and agriculture uses.)

- A. Total number of acres to be irrigated: _____
- B. List total number of acres for other specified agricultural uses:
- | | |
|-----------|-------------|
| Use _____ | Acres _____ |
| Use _____ | Acres _____ |
| Use _____ | Acres _____ |
- C. Total number of acres to be covered by this application: _____
- D. Family Farm Act (Initiative Measure Number 59, November 3, 1977)
Add up the acreage in which you have a controlling interest, including only:
- ‡ Acreage irrigated under water rights acquired after December 8, 1977;
 - ‡ Acreage proposed to be irrigated under this application;
 - ‡ Acreage proposed to be irrigated under other pending application(s).
1. Is the combined acreage greater than 2000 acres? ☐ YES ☐ NO
2. Do you have a controlling interest in a Family Farm Development Permit? ☐ YES ☐ NO
If yes, enter permit no: _____
- E. Farm uses:
- Stockwater - Total # of animals _____ Animal type _____ (If dairy cattle, see below)
- Dairy - # Milking _____ # Non-milking _____

Section 8. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water?

☐ YES ☒ NO

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point, and some portion of the storage will be above grade, you must also apply for a reservoir permit. You can get a reservoir permit application from the Department of Ecology.

Section 9. DRIVING DIRECTIONS

Provide detailed driving instructions to the project site.

ATTACHED

Section 10. REQUIRED MAP

A. Attach a map of the project. (See instructions.)

ATTACHED

Section 11. PROPERTY OWNERSHIP

A. Does the applicant own the land on which the water will be used?

☐ YES ☒ NO

If no, explain the applicant's interest in the place of use and provide the name(s) and address(es) of the owner(s):

PUBLIC WATER SUPPLY FOR MEMBERS OF THE
ASSOCIATION

B. Does the applicant own the land on which the water source is located?

☐ YES ☒ NO

If no, submit a copy of agreement:

ATTACHED

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though I may have been assisted in the preparation of the above application by the employees of the Department of Ecology, all responsibility for the accuracy of the information rests with me.



Applicant (or authorized representative)

7-10-2001

Date

Landowner for place of use (if same as applicant, write "same")

Date

Use this page to continue your answers to any questions on the application. Please indicate section number before answer.

We are returning your application for the following reason(s):	
_____ Examination fee was not enclosed	APPLICANT PLEASE RETURN TO CASHIER, PO BOX 5128, LACEY, WA 98509-5128
_____ Section number(s) _____ is/are incomplete	APPLICANT PLEASE RETURN TO THE APPROPRIATE REGIONAL OFFICE
Explanation: 	
Please provide the additional information requested above and return your application by _____ _____ (date).	

Ecology staff _____ Date _____

Ecology is an Equal Opportunity and Affirmative Action employer.

To receive this document in alternative format, contact the Water Resources Program at (360) 407-6604 (Voice) or (360) 407-6006 (TDD).

LEGAL OF BENIFITTED PROPERTY

Area served by Dawn Breaker Water Association within Section 35 and the NE1/4 of Section 34, and the SE1/4 of Section 27, and the SW1/4 of Section 26, all in Township 26 North; Range 6 E.W.M. in King County, Washington.

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

CERTIFICATE OF WATER RIGHT

- ☐ Surface Water (Issued in accordance with the provisions of Chapter 117, Laws of Washington for 1917, amendments thereto, and the rules and regulations of the Department of Ecology.)
- ☒ Ground Water (Issued in accordance with the provisions of Chapter 263, Laws of Washington for 1945, and amendments thereto, and the rules and regulations of the Department of Ecology.)

RECORDED THIS DAY
SEP 19 2 42 PM '84
BY THE DIVISION OF
RECORDS & ELECTRONICS
KING COUNTY

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
August 18, 1981	G1-23905	G1-23905P	G1-23905C

NAME
DAWN BREAKER WATER ASSOCIATION c/o L. A. Welcome

ADDRESS (STREET) (CITY) (STATE) (ZIP CODE)
17625 N. E. 65th Redmond Washington 98052

This is to certify that the herein named applicant has made proof to the satisfaction of the Department of Ecology of a right to the use of the public waters of the State of Washington as herein defined, and under and specifically subject to the provisions contained in the Permit issued by the Department of Ecology, and that said right to the use of said waters has been perfected in accordance with the laws of the State of Washington, and is hereby confirmed by the Department of Ecology and entered of record as shown.

PUBLIC WATER TO BE APPROPRIATED

SOURCE
Well

TRIBUTARY OF (IF SURFACE WATERS)

MAXIMUM CUBIC FEET PER SECOND	MAXIMUM GALLONS PER MINUTE	MAXIMUM ACRE-FEET PER YEAR
	55.0	24.0

QUANTITY, TYPE OF USE, PERIOD OF USE

community domestic supply - continuously (48 lots)

04-09-19 #0870 D
RECD F 4.00
CASHED *****1.00
11

LOCATION OF DIVERSION/WITHDRAWAL

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL

1450 feet north and 430 feet east from NW $\frac{1}{4}$ corner of Sec. 35

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)	SECTION	TOWNSHIP N.	RANGE, (E. OR W.) W.M.	W.R.I.A.	COUNTY
SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$	35	26	6 E	8	King

RECORDED PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

Area served by Dawn Breaker Water Association within Sec. 35, and the NE $\frac{1}{4}$ of Sec. 34, and the SE $\frac{1}{4}$ of Sec. 27, and the SW $\frac{1}{4}$ of Sec. 26 - all in T. 26N., R. 6E.W.M. in King County, Washington.

FILED for Record at Request of

Name

Richard Heintze - Interlake Assoc.

Address

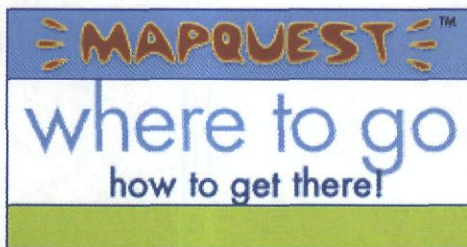
14846 SE 35th St.
Bellevue, WA 98008

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REDMOND, WA, 98052, US



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Driving Directions Results

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FROM:

TO:

3190 160TH AVE SE BELLEVUE, WA 98008-5452 US

11015 246TH AVE NE REDMOND, WA 98053-6233 US

DIRECTIONS

- 1: Start out going South on 160TH AVE SE towards SE 33RD ST by turning left.
- 2: Turn RIGHT onto SE EASTGATE WAY.
- 3: Turn RIGHT onto 148TH AVE SE.
- 4: Take the WA-520 E ramp towards REDMOND.
- 5: Merge onto WA-520 E.
- 6: WA-520 E becomes AVONDALE RD EXT.
- 7: AVONDALE RD EXT becomes AVONDALE RD NE.
- 8: Turn SLIGHT RIGHT onto NE NOVELTY HILL RD.
- 9: Turn RIGHT onto 243RD AVE NE.
- 10: Turn LEFT onto NE 115TH ST.
- 11: NE 115TH ST becomes 244TH AVE NE.
- 12: Turn LEFT onto 246TH AVE NE.

TOTAL ESTIMATED TIME:

38 minutes

DISTANCE

0.2 miles
(0.2 km)
0.5 miles
(0.8 km)
3.6 miles
(5.8 km)
0.4 miles
(0.6 km)
3.7 miles
(6.0 km)
0.3 miles
(0.4 km)
0.7 miles
(1.2 km)
4.0 miles
(6.5 km)
0.1 miles
(0.2 km)
0.1 miles
(0.2 km)
0.2 miles
(0.3 km)
0.3 miles
(0.4 km)
TOTAL DISTANCE:
14.1 miles (22.6 km)



TO:

11015 246TH AVE NE REDMOND, WA 98053-6233 US



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PUBLIC WATER SUPPLY: RESTRICTIVE COVENANT

Grantors: Duncan A. Wallace and Janis N. Wallace

Grantee: Dawnbreaker Water Association, a Washington nonprofit corporation

Legal Description (abbreviated): North half of the Northwest Quarter, Section 35, Township 26 North, Range 6 East, W.M.

Additional legal is on pages 3 and 4 of document.

Assessor's Property Tax Parcel / Account Number: 352606-9010

Duncan A. Wallace and Janis N. Wallace, husband and wife, hereinafter "Grantors" are the owners of property that is legally described in Exhibit A, which is attached and incorporated by reference.

Dawnbreaker Water Association, a Washington non-profit corporation, hereinafter "Grantee" plans to operate a well and waterworks supplying water for public use, located upon the well site property legally described in Exhibit B, which is attached and incorporated by reference.

Said well and waterworks will be on an existing easement granted to Grantee on the property of the Grantors. The Grantee is required to keep the water supplied from said well free from impurities which might be injurious to the public health.

It is the purpose of these grants and covenants to prevent certain practices hereinafter enumerated in the use of the Grantors' land which might contaminate the water supply.

NOW THEREFORE, the Grantors agree and covenant that Grantors, their heirs, successors and assigns will not construct, maintain or suffer to be constructed or maintained upon the land of the Grantors and within one hundred (100) feet of the well of the Grantee to be located within the property described in Exhibit A, so long as the same is operated to furnish water for public consumption, any potential source of contamination such as cesspools, sewers, privies, septic tanks, drainfields, manure piles, garbage of any kind or description, barns, chicken houses, rabbit hutches, pigpens or other enclosures or structures for the keeping or maintenance of fowls or animals, or storage of liquid or dry chemicals, herbicides, insecticides, or any other uses or practices that would be unacceptable to the State Department of Health or its successor agency.

These covenants shall run with the land and shall be binding on all parties having or

1 COPY

acquiring any right, title, or interest in the land described herein or any part thereof, and shall inure to the benefit of each owner thereof.

WITNESS our hands this 9th day of JUNE, 1997.

GRANTOR:

Duncan A. Wallace
Duncan A. Wallace

Janis N. Wallace
Janis N. Wallace

STATE OF WASHINGTON)

) ss.

COUNTY OF KING)

I, the undersigned, a Notary Public in and for the above-named County and State, do hereby certify that on the 9th day of JUNE, 1997, personally appeared before me DUNCAN A. WALLACE, and JANIS N. WALLACE, to me known to be the individuals described in and who executed the within instrument, and acknowledge that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.



Donna Palmer

Donna Palmer

(print notary's name)

Notary Public in and for the State of Washington, residing at Bothell.

My commission expires: 4-29-01.

LEGAL DESCRIPTION OF TOTAL PARCEL:

The North half of the Northwest quarter of Section 35, Township 26 North, Range 6 East, W.M.

EXCEPT that portion thereof lying within the bed and bank of the stream and to the top of the steep ravine adjacent thereto.

AND EXCEPT that portion thereof described as follows:

Beginning at the North quarter corner of said section; thence on the Easterly line of the Northeast quarter of the Northwest quarter South $01^{\circ}16'25''$ East 50.00 feet to the TRUE POINT OF BEGINNING; thence continuing South $1^{\circ}16'25''$; East 430 feet; thence South $80^{\circ}50'30''$ West 25.00 feet, more or less, to a point which is 25.00 feet due West of the Southerly extension of the previously described line; thence North $01^{\circ}16'25''$ West 430.00 feet, more or less, to a point which is 25.00 feet West of the point of beginning and 50.00 feet South of the North line of Section 35; thence East parallel with the North line of the Section, 25.00 feet to the point of beginning;

AND EXCEPT that portion conveyed to King County recorded under Recording Number 8505230338;

EXCEPT all coal and minerals and the right to explore for and mine the same, as reserved by deed recorded under King County Recording Number 2660169;

Situate in the County of King, State of Washington.

EXHIBIT

A

EXHIBIT B

A 200 foot diameter circle with the center being the point of intersection 370 plus or minus feet East of the West line of Section 35, Township 26 N, Range 6 E, W.M. and 228 plus or minus feet North of the South line of the NW one quarter of Section 35, Township 26 N, Range 6 E, W.M., situated in the County of King, State of Washington.